

CIVIL DOCKET

BARROW

67-C-40

UNITED STATES DISTRICT COURT

Jury demand date: granted 6-22-67

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS			
BOB MASSEY vs International Harvester Co. and International Harvester Credit Corp.		For plaintiff: Kelly & Gambill P. O. Box 389 Pawhuska, Oklahoma 74056 For defendant: Houston, Klein & Davidson & Richard T. Sonberg 200 Drew Building Home Tel. Bg. 404 So Tulsa, Oklahoma 74103 Boston			
STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 3-4-67	Clerk	1967			
		2-28	Houston, etc	15 00	
		3-2	C/D 37		15 00
J.S. 6 mailed 11-1-67	Marshal	1968			
		1-10	Houston,	5 00	
		1-11	C/D 30		05 00
Basis of Action: Cancellation of security agreement and money judgment	Docket fee				
	Witness fees				
Action arose at: Osage Co. Okla	Depositions				

DATE	PROCEEDINGS	Date Order or Judgment Noted
2-28-67	Petition for removal from the District Court of Osage Co. Oklahoma, filed. ds	
2-28-67	Bond on Removal, filed. International Harvester Company and International Harvester Credit Corporation, principals, and Mid-Continent Casualty Company, Surety, in the sum of \$500.00. ds	
2-28-67	Notice of Removal, filed. ds	
2-28-67	Proof of service, filed. ds	
3-2-67	Certificate of court clerk of district court of osage co. Okla, filed. ds	
3-9-67	Answer filed. (defendant's motion to dismiss embodied)h	
3-21-67	Answer to counterclaim, filed. g	
4-5-67	Motion for leave to demand for jury trial, filed by plaintiff. ds	
4-5-67	Plaintiff's brief in support of motion to demand jury trial out of time, filed. ds	
4-5-67	Deposition of George Cornelison, filed. (Millie Ballard, Notary Public) (\$56.00) h	
4-12-67	Application of defendants for permission to sell repossessed chattels, filed. b	
6-22-67	Order of 6-21-67, filed -granting defendants leave to sell two International diesel trucks and plaintiff's request for jury trial is granted. (Allen E. Barrow-Judge) b	is
7-19-67	Deposition of Bob Massey filed, taken before Millie Ballard, N.P. on April 4, 1967. \$65.00, pd by defendant. ds	
7-20-67	Defendants' return of sale of two trucks at \$10,000.00 each, filed. b	b
8-21-67	Defendants first set of interrogatories to plaintiff, filed. ds	
8-21-67	Defendant's 2nd set of interrogatories to plaintiff, filed. ds	
9-6-67	Plaintiff's answers to first set of interrogatories, filed. b	
9-6-67	Plaintiff's answers to second set of interrogatories, filed. b	
9-15-67	Case set for jury trial on Monday 10-23-67 at 10:00 A.M.(AEB-J)h	
9-28-67	Defendants Offer of judgment, filed. ds	
10-5-67	Acceptance of Offer of Judgment filed by plaintiff. h	
10-18-67	Order that plaintiff have judgment against the defendants declaring the security interest of defendants to and against the 1959 International truck owned by plaintiff, to be terminated and of no further force and effect, and that defendants take naught by reason of their counter-claims against the plaintiff, filed and entered. (AEB-J) e	
10-24-67	Motion to tax attorney fees as costs filed by plaintiff. e	
10-24-67	Plaintiff's Bill of Costs, filed. e	
11-13-67	Objection of defendants to plaintiff's motion for attorney's fee, filed. g	
11-13-67	Memorandum brief of defendants opposing motion to tax attorney's fee as costs, filed. g	
11-22-67	Reply brief of plaintiff, filed. g	
12-11-67	Hearing held on plaintiff's motion to tax attorney fees as costs; allowed in amount of \$750.00, and objections of defendants to plaintiff's motion for attorney fee; overruled. Plaintiff to prepare proper order within 5 days and defendant to approve and file. (AEB-J)h	
12-12-67	Brief in support of plaintiff's motion to tax attorney fee as costs, filed. ds	
12-20-67	It is ordered that plaintiff is awarded \$750.00 attorney fees as costs and that costs herein are taxed to the defendants and each of them. (AEB-J) w	
1-9-68	Costa taxed against defendants in the sum of \$877.00. e	
1-10-68	Notice of Appeal filed by defendants. (Copy mailed Kelly & Gambill) e	
1-11-68	Supersedeas bond, filed. International Harvester Co. and International Harvester Credit Corp, principals, and U.S. Fidelity & Guaranty Co., Surety, in the sum of \$1,000.00. ds	

DATE	PROCEEDINGS	Date Order or Judgment Noted
2-5-68 2-5-68	Stipulation of Settlement, filed. w Withdrawal of Appeal, filed. w	

DATE	PROCEEDINGS	Date Order or Judgment Noted